

Message Text

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PAGE 01 STATE 142851
ORIGIN EB-08

INFO OCT-01 EUR-12 ISO-00 CAB-05 CIAE-00 COME-00
DODE-00 DOTE-00 INR-10 NSAE-00 FAA-00 L-03 IO-14
FCC-02 INRE-00 SSO-00 /055 R

DRAFTED BY EB/OA/AVP:JSGRAVATT/LT:JBOYD:PMA
APPROVED BY EB/OA/AVP:AJWHITE
IO/TRC:WDIAMANTI
EB/TD:AFREEMAN
FCC:TO'BRIEN
FAA:MMYERS

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O 061951Z JUN 78
FM SECSTATE WASHDC
TO AMCONSUL MONTREAL IMMEDIATE

UNCLAS STATE 142851

FOR US REP ICAO

E.O. 11652: N/A

TAGS: EAIR, ICAO, PORG

SUBJECT: PROPOSED AMENDMENT TO THE CHICAGO CONVENTION
- C-WP/6725

1. IT HAS COME TO THE DEPARTMENT'S ATTENTION THAT
ARTICLE 30 (AIRCRAFT RADIO EQUIPMENT) IS NOW INCLUDED
IN THE PROPOSED ARTICLE 83 BIS OF THE CHICAGO CONVENTION
AS A RESULT OF A PROPOSAL BY ANOTHER STATE IN THE ICAO
STATE LEGAL COMMITTEE.

2. THE DEPARTMENT IS INTERESTED IN KNOWING IF ICAO
SECRETARIAT HAS CONSULTED THE ITU SECRETARIAT YET AS TO
WHETHER THE ARTICLE 83 BIS REFERENCE TO ARTICLE 30
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WOULD BE IN CONFLICT WITH THE ITU RADIO REGULATIONS (SEE
PARA. 7.1.2 OF ICAO DOC. 9226, LC/179, PART II).

3. IT WOULD APPEAR THAT SECTION 301 OF THE COMMUNICATIONS
ACT (47 U.S.C. 301) PRECLUDES THE UNITED STATES FROM
ENTERING INTO THE TYPE OF BILATERAL AGREEMENT CONTEMPLATED
BY THE REFERENCE TO ARTICLE 30 IN THE PROPOSED ARTICLE

83 BIS. SECTION 301 READS IN PART AS FOLLOWS: "NO
PERSON SHALL USE OR OPERATE ANY APPARATUS FOR THE
TRANSMISSION OF ENERGY OR COMMUNICATIONS OR SIGNALS BY
RADIO...(E) UPON ANY VESSEL OR AIRCRAFT OF THE UNITED

STATES...EXCEPT UNDER AND IN ACCORDANCE WITH THIS ACT
AND WITH A LICENSE IN THAT BEHALF GRANTED UNDER THE
PROVISIONS OF THIS ACT." THEREFORE THE U.S. WOULD BE
PRECLUDED FROM ENTERING INTO THE TYPE OF BILATERALS
CONTEMPLATED BY ARTICLE 83 BIS WITH RESPECT TO ARTICLE
30. OTHER STATES, HOWEVER, MAY BE ABLE TO ENTER INTO
BILATERAL AGREEMENTS AFFECTING ARTICLE 30 AS CONTEMPLATED
BY ARTICLE 83 BIS. VANCE

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: AIRCRAFT, AMENDMENTS, RADIO EQUIPMENT
Control Number: n/a
Copy: SINGLE
Draft Date: 06 jun 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 jan 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978STATE142851
Document Source: CORE
Document Unique ID: 00
Drafter: JSGRAVATT/LT:JBOYD:PMA
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D780236-0776
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1978/newtext/t19780690/aaaaczmg.tel
Line Count: 75
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 71d2e390-c288-dd11-92da-001cc4696bcc
Office: ORIGIN EB
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 29 mar 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: N/A
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2471421
Secure: OPEN
Status: NATIVE
Subject: PROPOSED AMENDMENT TO THE CHICAGO CONVENTION - C-WP/6725
TAGS: EAIR, PORG, OCON, ICAO
To: MONTREAL
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/71d2e390-c288-dd11-92da-001cc4696bcc
Review Markings:
Sheryl P. Walter
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